

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**CORRECTED  
FISCAL MEMORANDUM**

**SB 2902 – HB 3537**

April 7, 2010

**SUMMARY OF AMENDMENT (016524):** Removes the \$20 and \$100 fee for pieces of evidence or DNA exhibits submitted to the Tennessee Bureau of Investigation (TBI) for analysis. Authorizes court clerks to collect litigation taxes upon the forfeiture of a cash bond entered as a result of a traffic citation.

**CORRECTED FISCAL IMPACT OF ORIGINAL BILL:**

Increase State Revenue – Exceeds \$2,028,700/Special TBI Fund  
Increase State Expenditures – Exceeds \$2,028,700/Special TBI Fund

Increase Local Revenue – Exceeds \$106,800  
Increase Local Expenditures – Exceeds \$2,247,800\*

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

On April 6, 2010, we issued a fiscal memorandum reflecting an *increase in state revenue of \$2,028,700/Special TBI Fund and an increase of \$2,406,200/General Fund, an increase in state expenditures of \$2,028,700/Special TBI Fund, an increase in local revenue of \$155,900 and a \$2,247,800 increase in local expenditures*. After further review, it was determined that the increase in state revenue should only be \$2,406,200/Special TBI Fund, the increase in state expenditures should only be \$2,406,200/Special TBI Fund and the increase to local revenue should be \$49,100. The fiscal impact of this memorandum is as follows:

**(Corrected)**

**Increase State Revenue – Exceeds \$2,406,200/Special TBI Fund  
Increase State Expenditures – Exceeds \$2,406,200/Special TBI Fund**

**Increase Local Revenue – Exceeds \$49,100**

Assumptions applied to amendment:

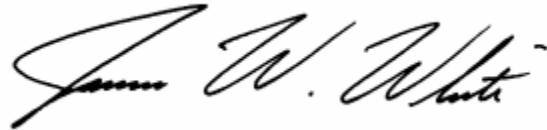
- According to MTAS, local governments submit one dollar to the Administrative Office of the Courts (AOC) per case for which court costs were collected.

**SB 2902 – HB 3537 (CORRECTED)**

- According to AOC, \$357,136 was submitted by local governments in FY08-09.
- According to MTAS, the litigation tax is \$13.75 per case. The tax will be paid in approximately 50 percent of all cases or (178,568 cases) where citations were issued resulting in an increase to state revenue of \$2,455,310 (178,568 x \$13.75).
- There will be an increase to state expenditures for the purchase of equipment and supplies, education, training and scientific development of employees and for special agents and special forensic agents for evidence analysis. Any increase to expenditures to the TBI Special Fund will not exceed the amount collected from local governments. Estimate assumes there will be an increase of \$2,406,200 to the TBI Special Fund.
- According to MTAS, Clerks will deduct two percent for compensation resulting in an increase to local government revenue of \$49,106 (\$2,455,310 x 2%).

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

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